?BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

%DATED: 31.10.2018

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THE HONOURABLE Mr.JUSTICE S.VAIDYANATHAN
+W.P.(MD)No.21875 of 2018
and
W.M.P.(MD)No.19806 of 2018

#P.Karuthathurai
... Petitioner
Vs.

$1.The Secretary,
Transport Department,
Fort St.George,
Chennai 600 009.

2.The Transport Commissioner,
O/o the Transport Commissioner,
Chepauk, Chennai ~ 5.
... Respondents

PRAYER: Petition is filed under Article 226 of the Constitution of India, to issue a Writ of Certiorarified Mandamus, to call for the records pertaining to the impugned order in Proc.R.No.40118/RA2/2018 (E.O.No.438/2018), dated 10.10.2018 on the file of the second respondent and quash the same as illegal and consequently to direct the second respondent to consider the petitioner for transfer and posting to the available vacancies at Thenkasi, Ambasamudram, Sankarankoil and Puliyarai within the time stipulated by this Court.

!For Petitioner : Mr.S.Louis
^For Respondents : Mr.S.Dhayalan, G.A.

:ORDER

The petitioner has come forward with the present Writ petition to quash the impugned order in Proc.R.No.40118/RA2/2018 (E.O.No.438/2018), dated 10.10.2018 passed by the second respondent and consequently, direct the second respondent to consider the petitioner for transferring and posting to the available vacancies at Thenkasi, Ambasamudram, Sankarankoil and Puliyarai within the time limit.

2.The second respondent has proceeded with in passing the impugned order on the assumption that the Writ petition was pending. However, the Writ petition was disposed of.

3.The learned Government Advocate appearing for the respondents would submit that the impugned order is interfered with by this Court and same may

be set aside with liberty to consider the case of the petitioner in the light of the earlier decision of this Court. He further would submit that the case of the petitioner would be considered accommodating him in the existing / available vacancies at Tirunelveli District within a period of one month

4.In view of the above said submission, this Writ petition is disposed of directing the respondent concerned the petitioner would be accommodated in the existing / available vacancies at Tirunelveli District within a period of one month from the date of receipt of a copy of this order. No costs. Consequently, connected W.M.P.is closed.

To
1.The Secretary,
Transport Department,
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Chennai 600 009.

2.The Transport Commissioner,
O/o the Transport Commissioner,
Chepauk, Chennai ~ 5.